



**FEDERAL COMMUNICATIONS COMMISSION
ENFORCEMENT BUREAU
WESTERN REGION**

Los Angeles Office
18000 Studebaker Road, Suite 660
Cerritos, CA 90703

September 15, 2011

Arturo Valle Benitez
Jurupa Valley, CA

NOTICE OF UNLICENSED OPERATION

Case Number: EB-11-LA-0108
Document Number: W201132900011

The Los Angeles Office received information that an unlicensed broadcast radio station on 87.9 MHz was allegedly operating near San Bernardino, California. On July 7, 2011, an agent from this office confirmed by direction finding techniques that radio signals on frequency 87.9 MHz were emanating from your residence in Jurupa Valley, California. The Commission's records show that no license was issued for operation of a broadcast station at this location on 87.9 MHz in Jurupa Valley, California.

Radio stations must be licensed by the FCC pursuant to 47 U.S.C. § 301. The only exception to this licensing requirement is for certain transmitters using or operating at a power level or mode of operation that complies with the standards established in Part 15 of the Commission's rules, 47 C.F.R. §§ 15.1 *et seq.* Your operation on frequency 87.9 MHz was measured at 71,400 microvolts per meter ($\mu\text{V}/\text{m}$) at 120 meters. This exceeds the general radiated emission limit of 100 $\mu\text{V}/\text{m}$ at 3 meters established under Part 15. In addition, Part 15 restricts the mode of operation on particular frequency bands and does not permit broadcast operations on 87.9 MHz. 47 C.F.R. § 15.209. Thus, this station is operating in violation of Part 15 of the Commission's rules, and 47 U.S.C. § 301.

You are hereby warned that operation of radio transmitting equipment without a valid radio station authorization constitutes a violation of the Federal laws cited above and could subject the operator of this illegal operation to severe penalties, including, but not limited to, substantial monetary forfeitures, *in rem* arrest action against the offending radio equipment, and criminal sanctions including imprisonment. (See 47 U.S.C. §§ 401, 501, 503 and 510.)

UNLICENSED OPERATION OF THIS RADIO STATION MUST BE DISCONTINUED IMMEDIATELY.

You have ten (10) days from the date of this notice to respond with any evidence that you have authority to operate granted by the FCC. Your response should be sent to the address in the

letterhead and reference the listed case and document number. Under the Privacy Act of 1974, 5 U.S.C. § 552a(e)(3), we are informing you that the Commission's staff will use all relevant material information before it to determine what, if any, enforcement action is required to ensure your compliance with FCC Rules. This will include any information that you disclose in your reply.

You may contact this office if you have any questions.

Nader Haghghat
District Director
Los Angeles Office
Western Region
Enforcement Bureau

Attachments:

Excerpts from the Communications Act of 1934, As Amended
Enforcement Bureau, "Inspection Fact Sheet," March 2005